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Attorneys for Plaintiff, McDonald's Corporation

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

MCDONALD'S CORPORATION

Plaintiff,

VS.

CIRCA HOSPITALITY GROUP II LLC D/B/A
THE D LAS VEGAS

Defendant.

Case No.: 2:23-cv-00384-JCM-EJY

**STIPULATION AND ORDER TO
EXTEND DEADLINE FOR
SUBMITTING DISCOVERY
PLAN/SCHEDULING ORDER**

(FIRST REQUEST)

Plaintiff, McDonald's Corporation ("McDonald's") and Defendant Circa Hospitality Group II LLC d/b/a The D Las Vegas ("The D" and together with McDonald's, hereafter as the

1 "Parties"), by and through their undersigned counsels of record, jointly submit this stipulation:

2 WHEREAS:

- 3 1. On March 17, 2023, McDonald's filed its operative pleading, the Amended
4 Complaint [ECF No. 8];
- 5 2. On March 27, 2023, The D filed its Motion to Dismiss Plaintiff's Amended
6 Complaint [ECF No. 22];
- 7 3. Parties' proposed Discovery Plan/Scheduling Order is currently due May 11, 2023
8 [ECF No. 22];
- 9 4. As the parties stated in their Stipulation to extend briefing schedule related to The
10 D's Motion to Dismiss [ECF No. 27], parties are pursuing negotiations to resolve
11 this matter through settlement in lieu of continuing litigation.
- 12 5. Counsels for the parties believe that additional time is needed to continue these
13 negotiations.

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1 NOW THEREFORE, the parties stipulate and agree that the current deadline of May 11,
2 2023 shall be extended up to and including June 12, 2023¹ for the parties to submit a Discovery
3 Plan/Scheduling Order. This is the parties' first request for an extension of this deadline, and is
4 not submitted to cause any undue delay or prejudice.

5 **IT IS SO STIPULATED.**

6 DATED this 5th day of May, 2023.

7 DICKENSON WRIGHT PLLC

8 DATED this 5th day of May, 2023.

9 WRIGHT, FINLAY & ZAK, LLP

10 /s/ Cynthia L. Alexander

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36 *Attorneys for Plaintiff McDonald's Corporation*

37 **IT IS SO ORDERED.**

38 Dated this 5th day of May, 2023.

39 
40 UNITED STATES MAGISTRATE JUDGE

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42 ¹ As thirty days from May 11, 2023 actually falls on Saturday, June 10, 2023, parties propose
43 deadline through the end of the following business day.